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PTO/SB/05 (4/98)
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UTILITY PATENT APPLICATION TRANSMITTAL (Only for new nonprovisional applications under 37 C.F.R. § 1.53(b))	Attorney Docket No.	P313641
	First Inventor or Application Identifier	Steven H. Rice
	Title	METHOD AND APPARATUS FOR A DEVICE TO CREATE A MUSICAL NOISE
	Express Mail Label No.	EL740968349US

APPLICATION ELEMENTS See MPEP chapter 600 concerning utility patent application contents.		ADDRESS TO: Assistant Commissioner for Patents Box Patent Application Washington DC 20211	
1. <input checked="" type="checkbox"/> *Fee Transmittal Form (e.g., PTO/SB117) (Submit an original and a duplicate for fee processing)	5. <input type="checkbox"/> Microfiche Computer Program (Appendix)	ACCOMPANYING APPLICATION PARTS 7. <input type="checkbox"/> Assignment Papers (cover sheet & document(s)) 8. <input type="checkbox"/> 37 C.F.R. §3.73(b) Statement of Power of Attorney (when there is an assignee) <input type="checkbox"/> Attorney 9. <input type="checkbox"/> English Translation Document (if applicable) 10. <input checked="" type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input checked="" type="checkbox"/> Copies of IDS Citations 11. <input type="checkbox"/> Preliminary Amendment 12. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) (Should be specifically itemized) * Small Entity <input type="checkbox"/> Statement filed in prior application, Status still proper and desired 13. <input checked="" type="checkbox"/> Statement(s) of Priority Document(s) (if foreign priority is claimed) 14. <input type="checkbox"/> Certified Copy of Priority Document(s) 15. <input checked="" type="checkbox"/> Other: Transmittal Letter w/ Express Cert. of Mailing	
2. <input checked="" type="checkbox"/> Specification [Total Pages 28] (preferred arrangement set forth below) - Descriptive title of the Invention - Cross References to Related Applications - Statement Regarding Fed sponsored R & D - Reference to Microfiche Appendix - Background of the Invention - Brief Summary of the Invention - Brief Description of the Drawings (if filed) - Detailed Description - Claim(s) - Abstract of the Disclosure	6. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary) a. <input type="checkbox"/> Computer Readable Copy b. <input type="checkbox"/> Paper Copy (identical to computer copy) c. <input type="checkbox"/> Statement verifying identity of above copies		
3. <input checked="" type="checkbox"/> Drawing(s) (35 U.S.C. 113) [Total Sheets 5]			
4. Oath or Declaration [Total Pages 33] a. <input checked="" type="checkbox"/> Newly executed (original or copy) b. <input type="checkbox"/> Copy from a prior application (37 C.F.R. § 1.63(d)) (for continuation/divisional with Box 16 completed) I <input type="checkbox"/> DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. §§ 1.63(d)(2) and 1.33(b).			

16. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment:
☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No: _____
Prior application in formation: Examiner _____ Group I Art Unit _____

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

17. CORRESPONDENCE ADDRESS					
<input checked="" type="checkbox"/> Customer Number or Bar Code Label		22931		or <input type="checkbox"/> Correspondence address below	
(Insert Customer No or Attach bar code label here)					
Name	Michael F. Hughes Hughes & Schacht P.L.L.C.				
Address	2801 Meridian St. Suite 1				
City	Bellingham	State	WA	Zip Code	98225
Country	U.S.	Telephone	(360) 647-1296	Fax	(360) 671-2489

Name (Print/Type)	Michael F. Hughes	Registration No. (Attorney/Agent)	41,084
Signature		Date	March 21, 2001

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

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FEE TRANSMITTAL for FY 2000 <small>Patent fees are subject to annual revision. Small Entity payments <u>must</u> be supported by a small entity statement, otherwise large entity fees must be paid. See Forms PTO/SB/09-12. See 37 C.F.R. §§ 1.27 and 1.28.</small>		Complete if Known		
		Application Number		
		Filing Date	March 21, 2001	
		First Named Inventor	Steven H. Rice	
		Examiner Name		
		Group / Art Unit		
TOTAL AMOUNT OF PAYMENT		\$ 562.00	Attorney Docket No.	P313641

METHOD OF PAYMENT		FEE CALCULATION (continued)	
1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to credit any overpayment to the account stated below. Deposit Account Number: 08-3260 Deposit Account Name: <input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17		3. ADDITIONAL FEES Large Entity Small Entity Fee Fee Fee Fee Fee Description Fee Paid Code (\$) Code (\$) 105 130 205 65 Surcharge - late filing fee or oath 127 50 227 25 Surcharge - late provisional filing fee or cover sheet. 139 130 139 130 Non-English specification 147 2,520 147 2,520 For filing a request for reexamination 112 920* 112 920* Requesting publication of SIR prior to Examiner action 113 1,840* 113 1,840* Requesting publication of SIR after Examiner action 115 110 215 55 Extension for reply within first month 116 380 216 190 Extension for reply within second month 117 870 217 435 Extension for reply within third month 118 1,360 218 680 Extension for reply within fourth month 128 1,850 228 925 Extension for reply within fifth month 119 300 219 150 Notice of Appeal 120 300 220 150 Filing a brief in support of an appeal 121 260 221 130 Request for oral hearing 138 1,510 138 1,510 Petition to institute a public use proceeding 140 110 240 55 Petition to revive - unavoidable 141 1,210 241 605 Petition to revive - unintentional 142 1,210 242 605 Utility issue fee (or reissue) 143 430 243 215 Design issue fee 144 580 244 290 Plant issue fee 122 130 122 130 Petitions to the Commissioner 123 50 123 50 Petitions related to provisional applications 126 240 126 240 Submission of Information Disclosure Stmt 581 40 581 40 Recording each patent assignment per property (times number of properties) 146 760 246 380 Filing a submission after final rejection (37 CFR § 1.129(a)) 149 760 249 380 For each additional invention to be examined (37 CFR § 1.129(b)) Other fee (specify) _____ Other fee (specify) _____	
2. <input checked="" type="checkbox"/> Payment Enclosed: <input checked="" type="checkbox"/> Check <input type="checkbox"/> Money Order <input type="checkbox"/> Other			
FEE CALCULATION			
1. BASIC FILING Large Entity Small Entity Fee Fee Fee Fee Fee Description Fee Paid Code (\$) Code (\$) 101 760 201 380 Utility filing fee 355.00 106 310 206 155 Design filing fee 107 480 207 240 Plant filing fee 108 760 208 380 Reissue filing fee 114 150 214 75 Provisional filing fee SUBTOTAL (1) \$ 355.00			
2. EXTRA CLAIM FEES Large Entity Small Entity Fee Fee Fee Fee Fee Description Fee Paid Code (\$) Code (\$) 103 18 203 9 Claims in excess of 20 102 78 202 39 Independent claims in excess of 3 104 260 204 130 Multiple dependent claim, if not paid 109 78 209 39 ** Reissue independent claims over original patent 110 18 210 9 ** Reissue claims in excess of 20 and over original patent SUBTOTAL (2) \$ 207.00			
Total Claims 43 - 20 = 23 x 9.00 = \$ 207.00 Independent Claims 3 - 3 = 0 x 40.00 = \$ 0.00 Multiple Dependent none \$ 0.00 **or number previously paid, if greater, - For Reissues, see below			
Reduced by Basic Filing Fee Paid		SUBTOTAL (3) (\$ 0.00)	

SUBMITTED BY		Complete (if applicable)	
Name (Print/Type)	Michael F. Hughes	Registration No. (Attorney/Agent)	41,084
Signature		Telephone	(360)647-1296
		Date	March 21, 2001

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HUGHES & SCHACHT, PLLC
A PROFESSIONAL LIMITED LIABILITY COMPANY

ROBERT B. HUGHES
MICHAEL R. SCHACHT
MICHAEL F. HUGHES

2801 MERIDIAN STREET, SUITE 1
BELLINGHAM, WA 98225-2412
(360) 647-1296
1-888-647-1296
FAX: (360) 671-2489

PATENT, TRADEMARK
& COPYRIGHT LAW

Assistant Commissioner for Patents
U.S. Patent and Trademark Office
Washington, D.C. 20231

March 21, 2001
Docket No. P313641

Sir:

Transmitted herewith for filing is a Patent application:

Applicant: Mr. Steven H. Rice
Title: METHOD AND APPARATUS FOR A DEVICE TO CREATE A MUSICAL
NOISE

**Application is claiming priority benefit under 35 U.S.C. §119(e) of U.S. Serial
Number(s) and Filing Date(s):**

<u>Serial Number</u>	<u>Filing Date</u>
60/191,005	03/21/00

1. Enclosed are:

- a) Certificate of Express Mailing requesting treatment under 37 CFR 1.10,
Express Mail Filing Date of March 21, 2001, Label No. EL740968349US;
- b) 1-page Utility Patent Application Transmittal;
- c) 1-page Fee Transmittal in duplicate form;
- d) Unexecuted Combined Declaration and Power of Attorney;
- e) IDS PTO-1449 w/ Cited References;
- f) Specification, claims and abstract (28 pages total: 18 pages of specification,
9 pages of claims, 1 page of abstract);
- g) 5 sheets of informal drawings;
- h) A check in the amount of \$ 562.00 for Filing Fee; and
- i) A stamped return receipt postcard.

EXPRESS MAIL CERTIFICATE OF MAILING
37 C.F.R. §1.10

I hereby certify that this paper (along with any paper
referred to as being attached or enclosed) is being
deposited with the United States Postal Service,
Express Mail Post Office to Addressee, in an
envelope addressed to BOX PATENT
APPLICATION, Assistant Commissioner for Patents,
Washington, DC 20231, on the date shown below.

Express Mail No: EL740968349US

Signature: 

Print Name: Robin Fry

DATE MAILED: March 21, 2001